

REMARKS

This responds to the Final Office Action mailed on March 12, 2009.

Claims 8-10, 13-15, and 21 are amended; claims 1-7 were previously canceled, without prejudice to the Applicant; as a result, claims 8-24 are now pending in this application.

Example support for the amendments may be found throughout the original filed specification. By way of example only, the Examiner's attention is directed to the original filed specification paragraphs 20, 22, 32, 40, 46, 53, and 57.

Entry of the amendments is appropriate because Applicant is including an RCE along with the appropriate fee herewith.

§ 103 Rejection of the Claims

Claims 8-12, 15-18 and 21 were rejected under 35 U.S.C. § 103(a) as being obvious over Dettinger et al. (U.S. 7,003,730; hereinafter "Dettinger") in view of Guha (U.S. 5,895,465). To sustain an obviousness rejection, each and every element of the rejected claims must be taught or suggested in the proposed combination of references.

The learned Examiner asserted that the prior arguments of record did not match with what the Examiner believed should be in the claims. The Examiner specifically stated that which what the Examiner thought should be in the claims to match the arguments. Applicant has now included such limitations and would like to reiterate the points raised in the prior response, which the Examiner indicated he did not consider and considered moot in view of what the amendments said.

Specifically, the proposed combination lacks any teaching or suggestion of a teaching where the control field is used as a filter and second search on the original search results to perform a join or a merge that is then used to look for identical values appearing in the search results for the control field.

The Examiner indicates that the prior arguments were not even considered in view of the mismatch between the argument stated above and what was amended in the claims.

Applicant has now properly amended the claims, and respectfully requests that the learned Examiner consider the arguments of record and allow the pending claims.

Claims 13 and 22-24 were rejected under 35 U.S.C. § 103(a) as being obvious over Dettinger in view of Guha, as applied to claims 8-12, 15-18 and 21 above, further in view of DeLorme et al. (U.S. 5,948,040; hereinafter "DeLorme"). These claims are dependent and are therefore allowable in view of their dependencies on amended independent claims and the remarks associated with those independent claims presented herein and above. Applicant respectfully requests an indication of the same from the learned Examiner.

Claims 14 and 19-20 were rejected under 35 U.S.C. § 103(a) as being obvious over Dettinger in view of Guha, as applied to claims 8-12, 15-18 and 21 above, further in view of Chakraborti et al. (U.S. 6,334,131; hereinafter "Chakraborti"). Again, these claims are dependent and are therefore allowable in view of their dependencies on amended independent claims and the remarks associated with those independent claims presented herein and above. Applicant respectfully requests an indication of the same from the learned Examiner.

CONCLUSION

Applicant respectfully submits that the claims are in condition for allowance, and notification to that effect is earnestly requested. The Examiner is invited to telephone Applicant's representative at (513) 942-0224 to facilitate prosecution of this application.

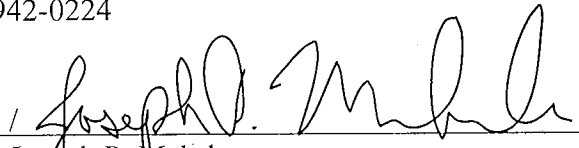
If necessary, please charge any additional fees or deficiencies, or credit any overpayments to Deposit Account No. 50-4370.

Respectfully submitted,

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Date 04-28-09

By


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CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being filed using the USPTO's electronic filing system EFS-Web, and is addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 28th day of April, 2009.

Name

Ryan Saunders

Signature

